

**TO: Chairman and Members**

**DATE: July 14, 2011**

**SUBJECT: AB 900 Phase II Request for Proposals –  
Executive Steering Committee**

**AGENDA ITEM: F**

**ACTION: X  
INFORMATION:**

**RESOURCE PERSON: Robert Takeshta**

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**Summary:**

This agenda item requests the approval of the Corrections Standards Authority (CSA) to establish an Executive Steering Committee (ESC), and to approve its member composition (Attachment A), in response to the recent authorization of additional jail construction funding.

**Background:**

In May 2007 Assembly Bill (AB) 900 was signed into law providing \$1.2 billion dollars for jail construction financing, with the funding divided into two phases. Phase I authorized \$750 million and Phase II specified \$470 million contingent on achieving legislative benchmarks (i.e., 4,000 jail beds under construction or sited and 2,000 reentry beds under construction or sited). Eleven counties currently hold a Phase I conditional construction award provided by this Board.

AB 111 (chaptered on April 4, 2011) authorized the distribution of AB 900 Phase II jail construction financing in the amount of \$602,881,000, which is the \$470 million previously specified in AB 900 Phase II and \$132,881,000 remaining from Phase I.

AB 111 and AB 94 (chaptered on May 10, 2011), amended AB 900 and the following are highlights of legislative changes to the original language of AB 900 Phase II funding:

- The benchmarks are removed that had required at least 4,000 jail beds and 2,000 state reentry beds be sited or under construction before Phase II funding would be authorized.
- The funding preferences are removed for counties that assist the state with siting state reentry facilities and mental health day treatment and crisis care, and to counties who provide a continuum of care for parolees with mental health and substance abuse needs.
- Counties that committed the largest percentage of inmates to state custody in relation to the total inmate population of the California Department of Corrections and Rehabilitation in 2010 are granted preference.
- Counties that relinquish their conditional award from Phase I and reapply for a Phase II award are granted preference provided those counties agree to continue to assist the state in siting reentry facilities.
- County matching fund contribution is changed to 10 percent of the total project costs from the previously required 25 percent. (Small counties are still eligible to request from the CSA a lower level of matching fund contribution.)
- No county shall receive more than \$100 million in Phase II funding.

The precedent for administering this competitive construction award effort has been the utilization of the ESC process. The Committee is typically comprised of local government representatives, and participates, who 1) determine the key components of the Request for Proposals that is used to solicit proposals from counties interested in jail construction projects; 2) establish the rating criteria to be used in the competitive proposals process; and, 3) rate the proposals to establish a rank-ordered list to bring before the CSA Board for funding recommendations.

To expedite the awarding of jail construction financing to counties with the enactment of AB 109 (state and local realignment), staff is simultaneously requesting the Board to approve convening the ESC and the specific names of individuals to serve on the Committee. A meeting date of August 1, 2011 is tentatively set for the first meeting of the Committee when the process will be further defined and a timeline established. At this time it is anticipated a Request for Proposals will be brought to this board at its November 2011 meeting for approval and authorization to release. It is further anticipated recommendations for award will be presented to this board in January 2012. An update will be provided to the Board at its September 8, 2011 meeting.

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**Recommendation/Action Needed:**

Staff is recommending the Board:

1. Approve the establishment and membership of the ESC for the AB 900 Phase II jail construction funding process, and
2. Direct staff to convene the ESC to initiate the development of the proposal process and timeline.